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FEB 03 2006

Fax

To:	USPTO	From:	Leonard R. Svensson
Fax:	671-273-8300	Pages:	8 including cover sheet
Phone:		Date:	February 3, 2006
Your Ref.:	Application No. 10/527,679	Our Ref.:	4518-0110PUS1
Re:	Notification of Missing Requirements	CC:	

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

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• Comments:

Enclosed for filing are the following documents:

1. Letter
2. Copy of 371 Formalities Letter
3. Copy of Postcard Receipt
4. Copy of Declaration and Power of Attorney

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FEB 03 2006

MS PCT
PATENT
4518-0110PUS1

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: FELZMANN, Thomas et al. Conf.: 7223
Int'l. Appl. No.: PCT/EP03/09591
Appl. No. 10/527,679 Group: 1646
Filed: March 11, 2005 Examiner:
For: USE OF DENDRITIC CELLS (DS)
EXPRESSING INTERLEUKIN 12 (IL-12)

LETTER

MS PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

February 3, 2006

Sir:

Applicant wishes to advise the United States Patent and Trademark Office that a Declaration was filed on March 11, 2005, to perfect Applicant's filing requirements.

The filing requirements were perfected prior to the receipt of the Notification of Missing Requirements (371 Formalities Letter), a copy of which is attached hereto.

As evidence of Applicant's previous submission of a Declaration in connection with the present application, Applicant encloses a copy of the Declaration and Power of Attorney, filed

4518-0110PUS1

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Appl. No. 10/527,679

March 11, 2005, and a copy of the postcard indicating receipt of the Declaration by the U.S.P.T.O.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By  #47,604
for Leonard R. Svensson, #30,330

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

LRS/lmt
4518-0110PUS1

Attachments: Copy of 371 Formalities Letter
Copy of Postcard Receipt
Copy of Declaration and Power of Attorney

02/08/2006 MKAYPAGH 00000066 022448 10527679

01 FC:2617 65.00 DA

Certificate of Transmission
I hereby Certify that this correspondence is being
transmitted to the Patent and
Trademark Office:

On February 3, 2006

Date


Signature

Typed or printed name of person signing certificate



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/527,679	Thomas Felzmann	4518-0101PUS1

02292
BIRCH STEWART KOLASCH & BIRCH
PO BOX 747
FALLS CHURCH, VA 22040-0747

INTERNATIONAL APPLICATION NO.

PCT/EP03/09591

I.A. FILING DATE

08/29/2003

PRIORITY DATE

09/13/2002

DOCKETED*Perfect*
12/7/2005

CONFIRMATION NO. 7223

371 FORMALITIES LETTER



0C00000017193801

Date Mailed: 10/07/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 03/11/2005
- Copy of the International Search Report filed on 03/11/2005
- Copy of IPE Report filed on 03/11/2005
- Preliminary Amendments filed on 03/11/2005
- Information Disclosure Statements filed on 03/11/2005
- Request for Immediate Examination filed on 03/11/2005
- U.S. Basic National Fees filed on 03/11/2005
- Assignment filed on 03/11/2005
- Priority Documents filed on 03/11/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

JOHN L. ANDERSON

Telephone: (703) 308-9140 EXT 211

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/527,679	PCT/EP03/09591	4518-0101PUS1

FORM PCT/DO/EO/905 (371 Formalities Notice)

OTUS Rec'd PCT/PTO 11 MAR 2005

Papers Filed herewith on: 3-11-05

DOCKET NO.: 451P-0110PUB1 ATTY: UKS

APPLICANT(S): Felzmann Thomas

APPLN. NO.: HEW FILED: 03-11-05

PAT NO.: 107527679

☒ New Application with Transmitted Letter

☐ Utility ☐ Design ☐ CIP ☒ PCT ☐ Provisional

☐ Filing Under 37 CFR 1.53(b) ☐ CONT ☐ Div

☐ Filing Under 37 CFR 1.114(RCE)

☒ Specification Consisting of: 25 pages

☒ Combined Declaration & Power of Attorney

☒ Assignment / Cover Letter

☐ Letter to Official Draftsman

☒ Drawings 9 Sheets ☒ Formal ☐ Informal ☐ Red-Ink

☐ Completion of Filing Requirements, PCT/DOE/USPS or Formal/Declaration and Executed Declaration

☐ Priority Document(s) / Cover Letter, No. Doc.

☒ Amendment: Preliminary

☐ Transmittal Ltr ☐ Large Entity ☐ Small Entity

☐ Response

☒ Information Disc Summ. PTO-1449(s) 8 doc(s)

☒ PTO/ISA/210

☐ Notice of Appeal ☐ Appeal Brief

☐ Issue Fee Transmittal ☐ Sequence Listing

☒ FEES: IP Deposit Account

☒ Letter: Submitting Article 34 Amendments of Claims

☒ Other: Form PCT/ISA/409

Express Mail Cert. Receipt

Applicable Data Sheet

Receipt is hereby acknowledged of the papers filed as indicated in connection with the above identified case.

COMMISSIONER OF PATENTS AND TRADEMARKS

Due Date: 3-11-05

Handcarry: _____

docketing 451P-0110PUB1